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| FRISHAUF, HOLTZ, GOODMAN & CHICK, P.C. ATTORNEYS-AT-LAW 787 THIRD AVENUE, 25TH FLOOR NEW YORK, NY 10017-2023 | | 94450 |
| 1-108/210 | | |
| PAY TO THE <u>COMMISSIONER OF PATENTS AND TRADEMARKS</u> ORDER OF <u> </u> | | <u>3/17/04</u> DATE |
| <u>four hundred twenty and 00/100</u> | | <u>\$ 420.00</u> DOLLARS <u> </u> |
| <u>101005.532</u> <u>316451/LP</u> <u>2 mo. ex-1.</u> | | <u>FRISHAUF, HOLTZ, GOODMAN</u> <u>& CHICK, P.C.</u> |
| <u>094450#</u> <u>021001088#</u> <u>615001939#</u> | | <u>000004 2000#</u> |

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PAGE 23/25 * RCVD AT 5/27/2004 10:42:09 AM [Eastern Daylight Time] * SVR:USPTO-EFXRF-3/25 * DNI:2732494 * CSID:212 319 5101 * DURATION (mm:ss):05:22

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| FRISHAUF, HOLTZ, GOODMAN & CHICK, P.C. ATTORNEYS-AT-LAW 767 THIRD AVENUE, 25TH FLOOR NEW YORK, NY 10017-2023 | | 94717 |
| 1-108/210 | | |
| PAY TO THE <u>COMMISSIONER OF PATENTS AND TRADEMARKS</u> ORDER OF _____ | | <u>DATE</u> <u>4/19/04</u> <u>\$ 532.00</u> |
| <i>five hundred & thirty</i> | | <u>532.00</u> DOLLARS |
| <small>THIS CHECK IS DELIVERED IN CONNECTION WITH THE FOLLOWING ACCOUNT(S)</small> | | |
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**FRISHAUF, HOLTZ, GOODMAN
& CHICK, P.C.
ATTORNEYS-AT-LAW
787 THIRD AVENUE, 25TH FLOOR
NEW YORK, NY 10017-2023**

94718

1-100V210

PAY
TO THE COMMISSIONER OF PATENTS AND TRADEMARKS
ORDER OF

\$ 330.00

DATE - 19/04

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& CHICK P.C.

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FRISHAUF, HOLTZ, GOODMAN
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PATENT AND TRADEMARK OFFICE
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04-22-2004
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TO: Fax Sender at 212 319 5101

Fax Information
 Date Received: 4/16/2004 10:56:20 AM [Eastern Daylight Time]
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Received
 Cover
 Page

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|---|---------|---------------------|--------------------|------|
| Received | 10:56AM | FRISHAUF & PARTNERS | RECEIVED | 1/18 |
| Application No. 10/005,532 Response to Office Action | | | Customer No. 01935 | |
| <p>BOX AF EXPEDITED PROCEDURE SERIAL NO. 10/005,532 GROUP: 2K62 Express Mail Mailing Label MS. EV 443 202 148 US Date of Deposit: March 17, 2004 I hereby certify that this paper is being mailed in the envelope with the United States Postal Service with sufficient postage Express Mail Post Office to ADDRESSEE service under 37 CFR 1.10 or the date indicated above and is addressed to the Commissioner for Patents, P.O. Box 3450 Alexandria, VA 22313-1450</p> <p><i>[Signature]</i> THE VOLE</p> <p>IN THE EVENT THAT THIS PAPER IS FILED AND THE NECESSARY FEE FOR EXAMINATION IS NOT PAID, THE PAPER IS CONSIDERED FILED IN THE PENDING STATUS AS PERIODIC FOR THE PURPOSE OF THE EXAMINATION OF THE PAPER, AND NO CHARGE FOR EXAMINATION OR CHECK ATTACHED THERETO. EXAMINATION OR CHARGE ARE IMPOSED OR CHARGED FOR THIS PAPER. NO FEE IS CHARGED FOR THIS PAPER OR CHARGE FOR THIS PAPER.</p> <p>MAIL STOP AF Commissioner for Patents P.O. Box 3450 Alexandria, VA 22313-1450</p> <p>S I R : This is responsive to the Final Office Action mailed October 17, 2003, the term for response to which is extended by two months by Postponement filed concurrently herewith to March 17, 2004. Amendments to the Claims are set forth in the listing of claims which begins on page 2 of this paper. Claims 1-3 are amended, and claim 4 is maintained. Remarks begin on page 4 of this paper.</p> | | | | |
| PAGE 19/25 * RCVD AT 4/16/2004 10:56:20 AM [Eastern Daylight Time] * SVR:USPTO-EFXRF-3/25 * DNIS:2732494 * CSID:2123195101 * DURATION (mm:ss):05:22 | | | | |

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Attorney Docket No. 01645/LH**IN THE UNITED STATES PATENT
AND TRADEMARK OFFICE**

Applicant(s): H. KIMURA et al

Serial No. : 10/005,532

Filed : October 29, 2001

For : PHOTOSENSOR DEVICE
AND DISK INSPECTION
APPARATUS USING IT

Art Unit : 2882

Examiner : Hoon K. Song

**RE-SUBMISSION OF AMENDMENT UNDER 37 CFR 1.116
AND RE-SUBMISSION OF NOTICE OF APPEAL**Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

S I R :

As requested by the Examiner, transmitted herewith are copies of:

1. An Amendment under 37 CFR 1.116 and Petition for Two Month Extension of Time filed on March 17, 2004;
2. A return receipt postcard showing receipt by the USPTO of the Amendment under 37 CFR 1.116;
3. A facsimile receipt transmission showing receipt by the USPTO of the Amendment under 37 CFR 1.116 as re-submitted by facsimile on April 16, 2004;
4. A Notice of Appeal and Petition for Third Month Extension of time filed on April 19, 2004;

CERTIFICATE OF FACSIMILE
TRANSMISSION
TO NO. 1-571-273-2494TOTAL PAGES: 25

I hereby certify that this paper is being facsimile transmitted to the Asst. Commissioner for Patents Office on the date noted below.



Ian T. Volek

Dated: May 27, 2004

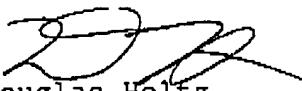
In the event that this Paper is late filed, and the necessary petition for extension of time is not filed concurrently herewith, please consider this as a Petition for the requisite extension of time, and to the extent not tendered by check attached hereto, authorization to charge the extension fee to Account No. 06-1378.

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5. A return receipt postcard showing receipt by the Patent Office of the Notice of Appeal; and
6. Canceled checks No. 94450 for \$420.00, No. 94717 for \$530.00, and No. 94718 for \$330.00 showing that the USPTO has received all necessary fees for the Petition for a Two Month Extension of Time, the Petition for a Third Month Extension of Time, and the Notice of Appeal.

It is respectfully requested that the Amendment under 37 CFR 1.116 and Notice of Appeal be entered.

Respectfully submitted,



Douglas Holtz
Reg. No. 33,902

Frishauf, Holtz, Goodman & Chick, P.C.
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New York, New York 10017-2023
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